IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE NINETEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

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**WRIT PETITION NO : 20506 of 2004**

Between:

1 Mr. Eede Hanumantha Rao, S/o. Sri.E.Chalapathi Rao,
R/o. 1-146/1, Nidumolu Village, Movva Mandal, Krishna District.
2 Nidumolu Fisherman Co-Operative Society Ltd., Regd. No.E-

75, Nidumolu Village, Movva Mandalam, Krishna District,

rep. by its President, Mr. Eede Hanumantha Rao.

**..... PETITIONERS**

AND

1 Asst. Director of Fisheries & Ex-Officio Deputy Registrar – Fisherman Co-Operative Society, Krishna district at Machilipatnam.
2 Dy. Registrar of Co-Operative Socieites, Krishna District at Machilipatnam.
3 Mr. K.S.V.Nagalinga Charyulu, Batupalli, Appointed under Section 34 of APCS Act as Special Officer of Nidumolu Fisherman Co-Operative- Society Ltd., Regd. No.E-75, Nidumolu Village, Movva Mandal, Krishna Dist. rep. by Spl. Officer appointed.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to Quash and set aside the impugned order of super session of the Elected Managing Committee of Nidumolu Fishermen Co-Operative Society and appointing the 3rd respondent as Special Officer to manage the of affairs of the 2nd petitioner society in its proceedings No.227/C/04 dt. 27.10.2004 issued by the 1st respondent as arbitrary, unjust and illegal and without jurisdiction apart from being violative of Sections 30,31,34, of A.P. Co-operative Societies Act r/w. Article 14, 19 (1) (g) of the Constitution of India and to grant such other relief or the reliefs as the petitioners are

found entitled to in law by issuance of a Writ more particularly in the nature of writ of Certiorari or any other appropriate writ or orders or direction as the Hon'ble Court may deem fit and proper in the circumstances of the case or else the petitioner will be put to great hardship and suffer irreparable loss.

**Counsel for the Petitioners: MR.CH.RAMESH BABU**

**Counsel for the Respondent Nos.1 & 2: GP FOR FISHERIES**

**The Court at the stage of admission made the following ORDER:**

In view of the subsequent order dated 03-11-2004 issued by the Deputy Director of Fisheries & Ex-Officio Joint Registrar, Fisherman Co-operative Societies, Krishna District, at Machilipatnam, under which the order dated 27-10-2004 has been recalled, nothing survives for adjudication in this writ petition.

Accordingly, the writ petition is dismissed as infructuous. No costs.

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19-11-2004

kdl

To

1 The Asst. Director of Fisheries & Ex-Officio Deputy Registrar – Fisherman Co-Operative Society, Krishna district at Machilipatnam.
2 The Dy. Registrar of Co-Operative Socieites, Krishna District at Machilipatnam.

3 Two C.Cs. to the Government Pleader for Fisheries, High Court Buildings, A.P., Hyderabad, (OUT).

4 Two C.D. Copies.